vss

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.142 OF 2005
IN
SUIT NO.132 OF 2005

Bajaj Electricals Ltd. ... Plaintiff

V/s.

Sandeep Gawli & anr. ... Defendants

Mr.R.M. Vasudeo for Plaintiff
None for Defendants

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **JUNE 8, 2006**

P.C.:

. The present Suit has been filed on account of the Defendants not paying the amount of Rs.17,72,160/- alongwith interest @ 21% to the Plaintiff. The Plaintiff claims that it was to supply electrical fittings for the purposes of installing a high Mast lighting system. The material for this purpose was supplied to the Defendants by the Plaintiff. The defendants in turn were to pay the plaintiff the aforesaid amount. It appears that the plaintiff has supplied the requisite material to the defendants, however, the amount has not been paid by the defendants.

2. By way of an ad-interim relief, this Court had granted injunction in terms of prayer clause (b). The Plaintiff claims that the suit property of the goods has not passed to the Defendants. It therefore, claims the

return of the goods including various other reliefs.

3. The Defendants are not present in Court, though served.

4. In the circumstances, Notice of Motion made absolute in terms of prayer clauses (a) and (b).

5. Once the Court Receiver takes possession of the goods, the goods may be handed over the Plaintiff.